

Site: Rose, Martha
ID #: MOD980633069
Break: 2.5
Other: 10-1-86

SUBJECT: Superfund Action - Martha C. Rose Chemical

TO: Tim Fields, Director (WH-548-B)
Emergency Response Division - EPA/HQ

CLASS: EPA Region VII Superfund Site #8D - Emergency Action

ORDER #: 6860-07-026

POLLUTANT: PCB-contaminated items on private and commercial properties.

LOCATION: Holden and Kansas City, Missouri

WATER: East Branch, Pin Oak Creek

SOURCE: Rose Chemical operated from early 1982 until the spring of 1986. The company was primarily engaged in the brokerage of PCBs and PCB items in the processing of PCB capacitors and transformers for disposal and in the decontamination of mineral oil dielectric fluids contaminated with PCBs. The principal facility is located at 500 West McKissock, Holden, Missouri. The company presently is located at 2459 Charlotte, Kansas City, Missouri. Prior to ceasing operation at the Holden Facility, former Rose personnel and American Steel Works (co-located with Rose Chemical and under the same corporate management) personnel removed equipment and records from the Holden facility and moved them to at least seven properties around Holden and Kansas City, Missouri. TSCA personnel sampled a portion of the items and determined the items were contaminated with PCBs up to 10,300 ug/100cm² for a wipe sample and up to 850 ppb for a scraping sample.

DATE: October 1, 1986

POLREP: #1

I. SITUATION:



40025856
SUPERFUND RECORDS

Presently, four generators who sent PCB materials to Rose Chemical have filed initiated bankruptcy proceedings in Federal Court in Kansas City. The facility at Holden is presently being maintained by a group of generators (Rose Chemical Steering Committee) the shipped materials to Martha Rose Chemical. This group has conducted site stabilization work and is maintaining a 24-hour security service. The work is being performed under an agreement with the Rose Chemical Steering Committee and Clean Sites, Inc., through an administrative order.

The generator committee has not retrieved the equipment which has been removed by active third parties. The Regional Administrator signed the Action Memorandum on September 29, 1986, to return PCB-contaminated items to the Holden facility.

II. ACTION TAKEN

A. Following a spill of PCB-contaminated oil from the facility to a tributary of the East Branch of the Pin Oak Creek, EPA issued notice letters under 311(f) of the Clean Water Act on May 22, 1986.

B. On May 23, 1986, EPA issued an Administrative Order pursuant to section 106(a) of CERCLA for the spill clean up and closure of the facility.

C. The responsible parties refused to implement the provisions contained in the CERCLA Administrative Order.

D. On June 16, 1986, EPA obtained split samples to confirm adequacy of spill clean up from responsible parties. Rose Chemical has not analyzed samples, however, EPA splits indicated PCBs are still present in the creek.

E. From June 21, 1986, through noon on July 21, 1986, TAT provided a security guard at the facility under a special project.

F. On July 3, 1986, the Holden facility operators turned over control of the facility to the holders of the lease, Lear Siegler, Inc.

G. TSCA personnel conducted limited sampling of the materials which were removed from the site at various locations from July 10 - 18, 1986. The sampling confirmed PCB-contaminated items had left the facility.

H. On July 21, 1986, the Regional Administrator signed an Action Memo to continue to provide site security under the ERCS contract.

I. The generators through Clean Sites, Inc., took over the guard service at the site on August 12, 1986.

J. On September 2-12, 1986, the generators (through Clean Sites, Inc., and O.H. Materials) improved site security by installing a 6-foot chain-link fence around the Holden facility and undertook needed immediate stabilization activities.

K. On September 26, 1986, EPA issued an Administrative Order under section 106(a) of CERCLA to Rose, as among others known to be involved in removal of PCB-contaminated items from the Holden facility.

III. FUTURE PLANS

A. Finalize the Administrative Order with the generators for additional site stabilization and inventory of the Holden facility.

B. Mobilize the ERCS contractor to begin the operation of returning items to the Holden facility believed, or confirmed, to be contaminated with PCBs.

IV. PERSONNEL ON SCENE

TAT
 EPA/VII
 Clean Sites, Inc.
 O.H. Materials
 Ike Skelton, U.S. Representative, 9/20/86

V. CONTRACT COSTS (through September 29, 1986)

Current Delivery Order ceiling	\$ 55,843
Actual costs billed on 1900-55 (security)	5,154

Total Costs	\$ 5,154
Remaining funds in current ceiling	\$ 50,689

VI. STATUS

Case pends.

cc: Morris Kay, RGAD	John Hopkins, ERCS
David Wagoner, WSTM	Steve Dorrlor, ERT
John Wicklund, ENSV	Rowena Michaels, PBAF
NRC	Ron Ritter, CIGL
Russ Krohn, TAT/VII	Russ Wyer, (WH-548-E)
Mark Mjoness, (WH-548-B)	Cal McWhirter, (PM-214-F)
Jim Long, MDNR	Tom Sullivan, (PM-214F)
John Anderson, FNMG	David Tripp, CNSL

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